

ATTACHMENT

Public Utilities Commission

Testimony on

H.B. No. 1742, Relating to the Public Utilities Commission

Motor Carrier Activities

The Commission regulates passenger and property motor carriers¹. Passenger carriers include tour companies, limousine services, and other transportation providers. Property carriers are classified by the types of commodities transported and the nature of services performed, namely: general commodities, household goods, commodities in dump trucks, and specific commodities.

- Many motor carriers are members of either the *Western Motor Tariff Bureau, Inc.* ("WMTB") or the *Hawaii State Certified Common Carriers Association* ("HSCCCA"). WMTB and HSCCCA are nonprofit organizations engaged in the research, development, and publication of motor carrier tariffs. The two organizations represent their members in ratemaking proceedings.

The Commission performs the following functions in the regulation of motor carriers: (1) certification and licensing; (2) ratemaking; and (3) business regulation.

The Commission enforces its rules and regulations, standards, and tariffs by monitoring the operating practices and financial transactions of the regulated transportation carriers. Enforcement activities involve customer complaint resolution, compliance with financial reporting and other requirements and motor carrier citations. These enforcement activities are critical in ensuring that customers of the regulated companies receive adequate and efficient services. The Commission issues civil citations to motor carriers for violations of the Motor Carrier Law, HRS Chapter 271.

- Commission issued citations impose a civil penalty, typically **\$500-\$1,000** per violation. For FY 2010-2011, civil penalties collected through motor carrier citations totaled **\$15,364**.
- The Commission enforcement officers issued 28 motor carrier citations for FY 2010-2011 on the following islands: Oahu (15), Maui (7) and Hawaii (6).
- The Commission received a total of 1,085 inquiries in FY2010-2011, the majority of those inquiries relating to motor carriers as shown below:

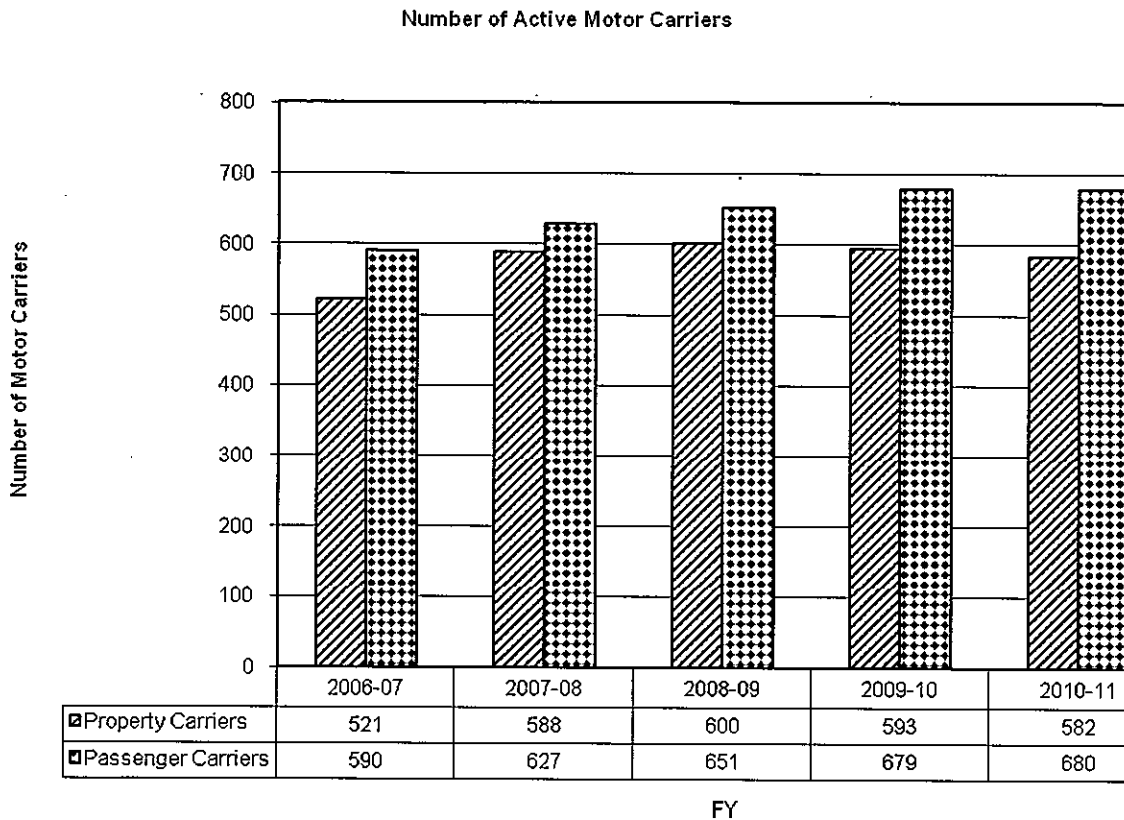
Total Inquiries			
<u>Fiscal Year</u>	<u>2008-09</u>	<u>2009-10</u>	<u>2010-11</u>
Transportation Carriers:			
Property Motor Carrier	431	380	331
Passenger Motor Carrier	404	67	307
General Motor Carrier	42	0	0
Water Carrier	17	77	88

Source: Public Utilities Commission Annual Report for Fiscal Year 2010-11, November 2011

¹By law, certain transportation services, including, without limitation, taxis, school and city buses, ambulance services, refuse haulers, farming vehicles, and persons transporting personal property, are exempt from Commission regulation.

New Motor Carrier Certifications

The Commission regulates 680 passenger carriers and 582 property carriers in the State. During FY 2010-2011, new certificates or permits were issued to 58 motor carriers, 41 passenger carriers and 17 property carriers.



Source: Public Utilities Commission Annual Report for Fiscal Year 2010-11, November 2011

In addition, the Commission's investigative and enforcement activities resulted in the following actions during FY 2010-2011:

<u>PUC Action/Order</u>	<u>Total</u>
Order Revoking Certificate of Operation	70
Order of Inactive Status	19
Voluntary Surrender of Certificate of Operation	1

Source: Public Utilities Commission